

Judge Richard A. Jones

UNITED STATES DISTRICT COURT FOR THE
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

UNITED STATES OF AMERICA,
Plaintiff

NO. CR11-0070RAJ

PROTECTIVE ORDER

v.

ROMAN SELEZNEV,
Defendant.

Good cause being found, the Court GRANTS the stipulated motion of the parties for entry of a protective order (Dkt. #85), and enters the following:

PROTECTIVE ORDER

1. This Protective Order governs all discovery material in any format (written or electronic) that is produced by the government in discovery in the above captioned case.

2. Discovery in this case is voluminous and many of these materials and documents include personally identifiable information (PII) such as Social Security numbers, driver's license numbers, dates of birth, addresses, mothers' maiden names, passwords, debit card and credit card account numbers, financial lines of credit numbers, bank account numbers, and personal identification numbers. The discovery also includes law enforcement sensitive materials related to ongoing investigations. Redacting the discovery to delete PII or law enforcement sensitive materials would unnecessarily delay

1 the disclosure of discovery to the defendants and would frustrate the intent of the
2 discovery process.

3 3. Access to discovery material will be restricted to the Defense Team, with
4 the limited exceptions discussed in paragraphs 4, 5 and 6 below. "Defense Team" shall
5 be limited to attorneys of record for the defendant and any of the following people
6 working on this matter under the supervision of the attorneys of record: attorneys,
7 investigators, paralegals, law clerks, testifying and consulting experts, and legal
8 assistants. For purposes of this Order, "Defense Team" does not include the defendant or
9 any official, employee, or agent of any foreign government. Defendant's attorneys shall
10 inform any member of the Defense Team to whom disclosure of discovery material is
11 made of the existence and terms of this Protective Order. Members of the Defense Team
12 shall not provide copies of any discovery material to any persons outside of the Defense
13 Team, except as specifically set forth below.

14 4. Members of the Defense Team shall retain custody of all copies of the
15 discovery material, except as discussed below in paragraph 5. Members of the Defense
16 Team shall use discovery material only for the purpose of preparing a defense to the
17 charges in this action. Members of the Defense Team may review the discovery material
18 with defendant and witnesses for purposes of trial preparation, provided that witnesses
19 may review the material only in the presence a member of the Defense Team and may not
20 take notes regarding the content of the discovery material.

21 5. Defense counsel may provide discovery to defendant, subject to the
22 following conditions:

- 23 a) Defendant shall use discovery material only for the purpose of
24 assisting the Defense Team with preparing a defense to the charges
25 in this action;
26 b) Defendant may not provide copies of the discovery material to any
27 third parties and may only review the discovery material either alone
28 or in the presence of the Defense Team;

- 1 c) Defendant shall only be permitted to review his copy of the
2 discovery material in facilities approved by the Bureau of Prisons for
3 this purpose, on Bureau of Prisons-approved computers, or in hard
4 copies maintained by Bureau of Prisons staff while not in use by the
5 defendant; and
6 d) Defendant shall not be permitted to maintain a copy of the discovery
7 material, or any notes made while reviewing that material, in his
8 cell.

9 6. Any discovery material that the Defense Team files with the Court in
10 connection with pre-trial motions, trial, or other matters before the Court, shall be filed
11 under seal and shall remain sealed until otherwise ordered by the Court.

12 7. This Protective Order may be modified, as necessary, by filing with the
13 Court a Stipulated Order Modifying the Protective Order or by order of the Court.

14 8. Upon conclusion of this action, defendant's attorney shall return to the
15 government or destroy, and certify the destruction of, all discovery material. Counsel
16 shall complete this process within a reasonable time, not to exceed 30 days after the
17 conclusion of the last appeal.

18 DATED this 6th day of October, 2014.

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21 The Honorable Richard A. Jones
22 United States District Judge
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